



**City Commission Meeting
SUPPLEMENTAL MATERIAL 1**

**City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
September 10, 2015**

Mayor Philip Levine
Vice-Mayor Edward L. Tobin
Commissioner Michael Grieco
Commissioner Joy Malakoff
Commissioner Micky Steinberg
Commissioner Deede Weithorn
Commissioner Jonah Wolfson

City Manager Jimmy L. Morales
City Attorney Raul J. Aguila
City Clerk Rafael E. Granado

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

SUPPLEMENTAL AGENDA

R5 - Ordinances

- R5C An Ordinance Amending Appendix A, Entitled "Fee Schedule," To Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure," Division 2, Entitled "Rates, Fees And Charges," Section 110-166, Entitled "Schedule Of Water Rates And Tapping Charges," And Section 110-168, Entitled "Sanitary Sewer Service Charge," To Increase The Rate For Water Service Charges In Excess Of The Minimum Service Charge; And To Increase The Sanitary Sewer Service Charge By The Same Percentage Enacted By Miami-Dade Water And Sewer Department (WASD) Pursuant To Sections 110-166 And 110-168; Providing For Codification, Repealer, Severability, And An Effective Date. **First Reading**
(Sponsored by Commissioner Jonah Wolfson)
(Legislative Tracking: Public Works)

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ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING APPENDIX A, ENTITLED "FEE SCHEDULE," TO CHAPTER 110 OF THE MIAMI BEACH CITY CODE, ENTITLED "UTILITIES," ARTICLE IV, ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURE," DIVISION 2, ENTITLED "RATES, FEES AND CHARGES," SECTION 110-166, ENTITLED "SCHEDULE OF WATER RATES AND TAPPING CHARGES," AND SECTION 110-168, ENTITLED "SANITARY SEWER SERVICE CHARGE," TO INCREASE THE RATE FOR WATER SERVICE CHARGES IN EXCESS OF THE MINIMUM SERVICE CHARGE; AND TO INCREASE THE SANITARY SEWER SERVICE CHARGE BY THE SAME PERCENTAGE ENACTED BY MIAMI-DADE WATER AND SEWER DEPARTMENT (WASD) PURSUANT TO SECTIONS 110-166 AND 110-168; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City implemented a Water and Sewer System Improvement Program ("Program"), which is funded by Water and Sewer Revenue Bonds; and

WHEREAS, in 2006, the Water and Sewer Taxable Series B-2 Bonds were issued for the purpose of paying the cost of certain improvements to water and sewer utility; and

WHEREAS, in 2009, Water and Sewer Taxable Series 2009J-1C Bonds were issued for the purpose of paying the cost of certain improvements to the water and sewer utility; and

WHEREAS, the rate increases proposed herein are for the payment of the phased in debt instruments to continue improvements to the water and sewer infrastructure; and

WHEREAS, the new rate provided herein reflects the increase for water in excess of the minimum service charge; and

WHEREAS, the new rate provided herein reflects the increase for the sanitary sewer service charge in the same percentage imposed by Miami-Dade County as provided in Sections 110-166 and 110-168 of the City Code; and

WHEREAS, the City anticipates a continuation of its decrease in water consumption and its corresponding decrease in water and sewer revenues; and

WHEREAS, the City Commission of the City of Miami Beach deem it to be in the best interest of the citizens and residents of the City of Miami Beach to amend Chapter 110 entitled "Utilities", Article IV entitled "Fees, Charges, Rates and Billing Procedure, to periodically adjust water and sewer rates for maintenance and fiscal responsibility purposes. Therefore, the increased rates set forth herein should be imposed.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, as follows:

SECTION 1.

That the Appendix to Sections 110-166 and 110-168 of Chapter 110, Article IV, Division 2, of the Miami Beach City Code is hereby amended as follows:

APPENDIX A

FEE SCHEDULE

* * *
Chapter 110 Utilities

Article IV. Fees, Charges, Rates and Billing Procedure

* * *

Division 2. Rates, Fees and Charges

* * *

*Section
this Code Description*

110-166(a) Minimum service charge:

* * *		
Size of Meter	Gallons of Water per Month	Minimum Monthly Service Charge (effective for billings on or after October 1, 2014)
¾"	5,000	22.15
1"	7,000	31.01
1.5"	11,000	48.73
2"	17,000	75.31
3"	40,000	177.20
4"	80,000	354.40
6"	120,000	531.60
8"	200,000	886.00

110-166(b) Water in excess of subsection 110-166(a), shall be as follows: \$2.21 per 1,000 gallons, effective with billings on or after October 1, 2000; \$2.26 per 1,000 gallons, effective with billings on or after October 1, 2001; \$2.31 per 1,000 gallons, effective with billings on or after

October 1, 2002; \$2.44 per 1,000 gallons, effective with billings on or after October 1, 2003; \$2.49 per 1,000 gallons, effective with billings on or after October 1, 2004; and \$2.54 per 1,000 gallons, effective with billings on or after October 1, 2005; and \$2.79 per 1,000 gallons, effective with billings on or after October 1, 2006; and \$3.23 per 1,000 gallons, effective with billings on or after October 1, 2007; and \$3.88 per 1,000 gallons, effective with billings on or after October 1, 2008; and \$4.36 per 1,000 gallons, effective with billings on or after October 1, 2009; and \$4.43 per 1,000 gallons, effective with billings on or after October 1, 2014 and \$4.65 per 1,000 gallons, effective with billings on or after October 1, 2015.

110-168(a) Sanitary sewer service charge, shall be as follows: \$3.73 per 1,000 gallons, effective with billings on or after October 1, 2000; \$3.81 per 1,000 gallons, effective with billings on or after October 1, 2001; \$3.90 per 1,000 gallons, effective with billings on or after October 1, 2002; \$4.03 per 1,000 gallons, effective with billings on or after October 1, 2003; \$4.12 per 1,000 gallons, effective with billings on or after October 1, 2004; and \$4.21 per 1,000 gallons, effective with billings on or after October 1, 2005; and \$4.25 per 1,000 gallons, effective with billings on or after October 1, 2006; and \$4.93 per 1,000 gallons, effective with billings on or after October 1, 2007; and \$5.62 per 1,000 gallons, effective with billings on or after October 1, 2008; and \$6.04 per 1,000 gallons, effective with billings on or after October 1, 2009; and \$6.34 per 1,000 gallons, effective with billings on or after October 1, 2013; and \$7.55 per 1,000 gallons, effective with billings on or after October 1, 2014 and \$8.23 per 1,000 gallons, effective with billings on or after October 1, 2015.

SECTION 3. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article" or other appropriate word.

SECTION 4. REPEALER

All ordinances or parts of ordinances in conflict herewith are and the same are hereby repealed.

SECTION 5. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity or constitutionality of the remaining portions of this Ordinance.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect on the _____ day of _____, 2015.

PASSED and **ADOPTED** this _____ day of _____, 2015

Philip Levine, Mayor

ATTEST:

Rafael E. Granado, City Clerk

Underline denotes additions

~~Strike through~~ denotes deletions

(Sponsored by Commissioner Jonah Wolfson)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Donald Pappas 9/8/15
City Attorney DT Date